

# NOTICE OF AGENCY RULE-MAKING PROPOSAL

**AGENCY:** Department of Environmental Protection

**RULE TITLE:** Chapter 115 Major and Minor Source Air Emission License Regulation  
Chapter 149 General Permit for Nonmetallic Mineral Processing Plants

**PROPOSED RULE NUMBER:** \_\_\_\_\_

**CONCISE SUMMARY:** The Department is proposing a new rule that allows most Nonmetallic Mineral Processing Plants (NMMPP), defined as any combination of a rock crusher and stationary engine functioning in conjunction, to obtain a permit from the Department without going through the licensing process currently required by Chapter 115 Major and Minor Source Air Emission License Regulation. This general permit program for NMMPP will expedite the permitting process while maintaining the same level of control over emissions. Under this regulation, rock crushers will continue to be subject to opacity standards and control equipment requirements. Chapter 115 is amended to reflect the option of permitting under Chapter 149. Copies of these rules are available upon request by contacting the Agency contact person listed below or on the DEP website at [www.maine.gov/dep/air/regulations/proposed.htm](http://www.maine.gov/dep/air/regulations/proposed.htm).

Pursuant to Maine law, interested parties must be publicly notified of the proposed rulemaking, the public hearing and be provided an opportunity for comment. Any party interested in providing public comment can testify at the public hearing or provide written comments before the end of the comment period. All comments should be sent to the Agency contact person.

**THIS RULE WILL \_\_\_\_\_ WILL NOT   X   HAVE A FISCAL IMPACT ON MUNICIPALITIES**

**STATUTORY AUTHORITY:** 38 MRSA § 585-A and 590

**PUBLIC HEARING:** May 15, 2008  
1:30 PM  
Holiday Inn  
Augusta, Maine

**DEADLINE FOR COMMENTS:** May 27, 2008 5:00 P.M.

**AGENCY CONTACT PERSON:** Carolyn Wheeler

**AGENCY NAME:** Bureau of Air Quality Control  
Department of Environmental Protection

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Augusta, ME 04333

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